

EXHIBIT A

In the Matter Of:
SOCIAL MEDIA CASES,
JCCP5255

MOTION

October 03, 2024



SOCIAL MEDIA CASES,
JCCP5255, 10/03/2024

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MOTION

SUPERIOR COURT OF THE STATE OF CALIFORNIA

FOR THE COUNTY OF LOS ANGELES

DEPARTMENT SSC 12 HON. CAROLYN B. KUHL, JUDGE

COORDINATION PROCEEDINGS)
SPECIAL TITLE (RULE 3.550)) JCCP NO. 5255
SOCIAL MEDIA CASES)
_____)

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REPORTER'S TRANSCRIPT OF PROCEEDINGS

THURSDAY OCTOBER 3, 2024

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I N D E X

SESSIONS

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THURSDAY, OCTOBER 3, 2024

A.M. SESSION

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1 somebody who gets to go around and ask everywhere.

2 So yeah, I've done that, but this is
3 complicated. I realize that.

4 MS. TESHUVA: Thank you, Your Honor.

5 THE COURT: All right. Thank you. All right.

6 And thank you again, everyone, for moving this
7 forward. It is appreciated.

8 So plaintiffs' counsel are asking for a
9 deadline to complete the meet and confer. I will see
10 you on October 10th for the demurrer with respect to
11 the various parties, and that's at 1:45.

12 So we could start that with another short
13 status conference, with another joint report, and that
14 would be my deadline to get done with the meet and
15 confer.

16 Okay?

17 MS. MCCONNELL: Thank you, Your Honor.

18 THE COURT: Again, I realize the amount of work
19 this is. I do. I had clients. And although it wasn't
20 as complicated a time, still you had file cabinets full
21 of stuff and armies of paralegals. So I get it. I get
22 it. But I appreciate it moving forward. Very good.

23 Okay. So give me a report again by noon, if
24 you can, on the 9th, where things stand.

25 All right.

26 MS. SIMONSEN: Thank you, Your Honor. I will
27 do that.

28 THE COURT: Thank you.

1 So on the expert timing, I'm not going to make
2 any orders today. I've read through it. I understand
3 defendants' decision to take a route different from
4 putting their arguments forward immediately. I get
5 that. And I can't force you to file a summary judgment
6 motion or a motion in limine right now unless it's
7 linked to something else.

8 So I understand that, but I think we still
9 have -- I think we still have some problems here. And
10 my goal is to get the general causation Sargon motion
11 briefed in August, and I don't think that's
12 unreasonable to do.

13 The question is how specifically to get there.
14 I think it would be to everybody's benefit. So
15 December or January, depending on how long it's going
16 to take me, we're going to have the jury instructions.
17 You're going to know what the parameters are for your
18 expert opinions, and then, you know, get it ripened,
19 get the depositions taken and briefs started in August.

20 The problem is trying to wed that to the MDL
21 and do so in a way that everybody thinks is important
22 and that is to not repeat depositions of experts.
23 We're very much on the same page in many respects.

24 Everybody wants to -- everybody either wants to
25 or is open to getting the Sargon types briefed on
26 general causation early-ish, and everybody is on the
27 same page with regard to not repeating depositions.

28 What I'd like to do, if I could, is go off the

1 record if we could. I wanted to ask some questions --
2 and Ms. Hazam is on, I see, as well. Thank you --
3 about why the -- why the schedule is as it is in the
4 MDL. I have some questions about that.

5 And then, you know, just maybe share some ideas
6 about how we could get to the place where we could do
7 those, have somewhat earlier Sargon briefing not
8 interfere with the deposition schedule of the experts,
9 so there's only one deposition per and get there
10 somehow. Is it okay if we go off the record, subject
11 to, of course, putting things on the record if anyone
12 wants to afterwards?

13 MR. VANZANDT: Yes, Your Honor.

14 THE COURT: All right.

15 MS. SIMONSEN: (Nods head.)

16 (Discussion held off the record.)

17 THE COURT: So back on the record.

18 So we've had a discussion in some detail about
19 how the expert schedule and the JCCP needs to
20 intertwine with the MDL and the difficulties of moving
21 up general causation expert motions with the current
22 schedule in the MDL.

23 And I think counsel are going to reflect on
24 this and see whether there are some alternative
25 recommendations that they could make both to
26 Judge Gonzalez Rogers and myself. And maybe there
27 aren't any, but we've had, I think, a good discussion
28 about what each side has at stake here.

1 All right. And I'll just say further, we have
2 a little bit of time, I think. We know when we're
3 going to have the jury instructions argument, and I'm
4 putting a fair amount of importance on that, quite
5 honestly, in the development of the case.

6 And we know the experts are going to want to
7 know -- at least the experts on the California piece of
8 it. So we've got a little bit of time. I wouldn't
9 expect that we'll revisit this next week when we have
10 the demurrers.

11 I want to talk about the discovery, and the
12 status of that next week before we talk about the
13 demurrer, before we have argument on the demurrer. But
14 unless you have something you want to report to me at
15 that time, I think we probably will leave this issue
16 until whenever the status conference is after the
17 demurrer argument.

18 Okay? Very good.

19 Okay. Thanks very much. Plaintiffs' counsel
20 to give notice if you will.

21 MS. MCCONNELL: Yes, Your Honor.

22 THE COURT: We'll see you next week.

23 (At 9:56 a.m. the proceedings were adjourned.)
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5 COORDINATION PROCEEDINGS)
6 SPECIAL TITLE (RULE 3.550)) JCCP NO. 5255
7 SOCIAL MEDIA CASES) REPORTER'S
8) CERTIFICATE
9

10 I, DIANA WHITESEL, CSR NO. 6287, OFFICIAL
11 PRO TEMPORE REPORTER OF THE SUPERIOR COURT OF THE STATE
12 OF CALIFORNIA, FOR THE COUNTY OF LOS ANGELES, DO HEREBY
13 CERTIFY THAT I DID CORRECTLY REPORT THE PROCEEDINGS
14 CONTAINED HEREIN AND THAT THE FOREGOING PAGES 1 TO 35,
15 COMPRISE A FULL, TRUE AND CORRECT TRANSCRIPT OF THE
16 PROCEEDINGS AND TESTIMONY IN THE ABOVE-ENTITLED MATTER
17 ON THURSDAY, OCTOBER 3, 2024.

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19 DATED: OCTOBER 7, 2024
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24  , CSR NO. 6287
25 DIANA WHITESEL, OFFICIAL PRO TEMPORE REPORTER
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